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8 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION  
9 STATE OF CALIFORNIA  
10

11 In the Matter of:

12 WILLIAM E. SIMON , JR.,  
13 BILL SIMON FOR GOVERNOR, and  
WILLIAM R. TURNER,

14 Respondent.  
15

FPPC No: 04/489

STIPULATION, DECISION, and  
ORDER

16  
17 Complainant Mark Krausse, Executive Director of the Fair Political Practices  
18 Commission, and Respondents William E. Simon, Jr. ("Bill Simon"), Bill Simon for Governor,  
19 and William R. Turner, hereby agree that this stipulation will be submitted for consideration by  
20 the Fair Political Practices Commission at its next regularly scheduled meeting.

21 The parties agree to enter into this stipulation to resolve all factual and legal issues raised  
22 by this matter and to reach a final disposition without the necessity of holding an administrative  
23 hearing to determine the liability of Respondents.

24 Respondents understand, and hereby knowingly and voluntarily waive, any and all  
25 procedural rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in  
26 sections 18361.1 through 18361.9 of title 2 of the California Code of Regulations. This includes,  
27 but is not limited to, the right to personally appear at any administrative hearing held in this  
28 matter, to be represented by an attorney at Respondents' own expense, to confront and cross-

1 examine all witnesses testifying at the hearing, to subpoena witnesses to testify at the hearing, to  
2 have an impartial administrative law judge preside over the hearing as a hearing officer, and to  
3 have the matter judicially reviewed.

4 It is further stipulated and agreed that Respondents Bill Simon, Bill Simon for Governor,  
5 and William R. Turner violated the Political Reform Act by failing to: properly disclose late  
6 contributions received from 11 contributors over the course of nine reporting periods, in  
7 violation of section 84203, subdivision (a) (9 counts); timely report required information for  
8 payments made to 14 subvendors, in violation of sections 84211, subdivision (k) and section  
9 84303 (14 counts); disclose or timely disclose accrued expenses over the course of 10 reporting  
10 periods, in violation of section 84211, subdivisions (i) and (k) (10 counts); send or timely send  
11 major donor notifications to 95 contributors over the course of seven reporting periods, in  
12 violation of section 84105 (7 counts); and, disclose the lender of seven loans to Respondent  
13 Committee and the entity that pledged stock as security for the line of credit from which the  
14 loans were made, in violation of section 84211, subdivision (f),(g), and (h) (5 counts), as  
15 described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference as though fully  
16 set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

17 Respondents agree to the issuance of the decision and order, which is attached hereto.  
18 Respondents also agree to the Commission imposing upon them an administrative penalty in the  
19 amount of One Hundred Twenty-Five Thousand Dollars (\$125,000.00). A cashier's check from  
20 Respondents in said amount, made payable to the "General Fund of the State of California," is  
21 submitted with this stipulation as full payment of the administrative penalty, and shall be held by  
22 the State of California until the Commission issues its decision and order regarding this matter.  
23 The parties agree that in the event the Commission refuses to accept this stipulation, it shall  
24 become null and void, and within fifteen (15) business days after the Commission meeting at  
25 which the stipulation is rejected, all payments tendered by Respondents in connection with this  
26 stipulation shall be reimbursed to Respondents. Respondents further stipulate and agree that in  
27 the event the Commission rejects the stipulation, and a full evidentiary hearing before the  
28 Commission becomes necessary, neither any member of the Commission, nor the Executive

Director, shall be disqualified because of prior consideration of this stipulation.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Mark Krausse, Executive Director  
Fair Political Practices Commission

Dated: \_\_\_\_\_

\_\_\_\_\_  
William E. Simon, Jr., Respondent

Dated: \_\_\_\_\_

\_\_\_\_\_  
William R. Turner, Individually and on behalf of  
Bill Simon for Governor, Respondents

### **DECISION AND ORDER**

The foregoing stipulation of the parties “In the William E., Simon, Jr., Bill Simon for Governor, and William R. Turner (FPPC No.04/489),” including all attached exhibits, is hereby accepted as the final decision and order of the Fair Political Practices Commission, effective upon execution below by the Chairman.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Liane M. Randolph, Chairman  
Fair Political Practices Commission